

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**NOTICE**

On June 10, 2014, pursuant to 28 U.S.C. §2071(e), the judges of the United States District Court, determining that there is an immediate need, approved a Resolution amending Local Rule of Civil Procedure 7.1 (g), *Motion Practice*, to clarify that its time limit of 14 days for service and filing of motions for reconsideration or reargument after the entry of an Order conforms with Rule 59(e) of the Federal Rules of Civil Procedure relating to its time limit of 28 days for filing of motions to alter or amend a judgment, to read as follows:

**Rule 7.1 Motion Practice**

(a) Every motion shall be accompanied by a form of order which, if approved by the court, would grant the relief sought by the motion. Every response in opposition to a motion shall be accompanied by a form of order, which, if approved by the court, will deny or amend the relief sought by the motion.

(b) Every uncontested motion shall be accompanied by a certificate of counsel that such motion is uncontested.

(c) Every motion not certified as uncontested, or not governed by Local Civil Rule 26.1(g), shall be accompanied by a brief containing a concise statement of the legal contentions and authorities relied upon in support of the motion. Unless the Court directs otherwise, any party opposing the motion shall serve a brief in opposition together with such answer or other response that may be appropriate, within fourteen (14) days after service of the motion and supporting brief. In the absence of timely response, the motion may be granted as uncontested except as provided under Fed. R. Civ. P. 56. The Court may require or permit briefs or submissions if the Court deems them necessary.

(d) Every motion not certified as uncontested shall be accompanied by a written statement as to the date and manner of service of the motion and supporting brief.

(e) Within fourteen (14) days after filing any post-trial motion, the movant shall either (a) order a transcript of the trial by a writing delivered to the Court Reporter Supervisor, or (b) file a verified motion showing good cause to be excused from this requirement. Unless a transcript is thus ordered, or the movant excused from ordering a transcript, the post-trial motion may be dismissed for lack of prosecution.

(f) Any interested party may request oral argument on a motion. The court may require oral argument, whether or not requested by a party. The court may dispose of a motion without oral argument.

(g) Motions for reconsideration or reargument shall be served and filed within fourteen (14) days after the entry of the ~~judgment, order, or decree~~ concerned, **other than those governed by Federal Rule of Civil Procedure 59(e).**

As the above change merely conforms our Local Rules with the Federal Rules of Civil Procedure, an Order of the Court was entered on June 10, 2014 making this amendment effective immediately with a period to follow of forty-five days afforded for purposes of Notice to the Bar and Public and Solicitation of Comment, pursuant to 28 U.S.C. §2071(e).

Those wishing to submit comments on these amendments may do so by submitting said comments to the attention of Michael E. Kunz, Clerk of Court, United States Courthouse, 601 Market St., Room 2609, Philadelphia, PA, 19106, or by fax at 215-597-6390 or 215-580-2167, before the close of business, Friday, August 8, 2014. Copies of the amended Local Rules may be obtained by submitting a request at the address listed above, or by obtaining them in person at the Clerk's Office, or at the court's Website, [www.paed.uscourts.gov](http://www.paed.uscourts.gov).

Petrese B. Tucker, Chief Judge

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: LOCAL RULE OF CIVIL PROCEDURE 7.1(g)**

**ORDER**

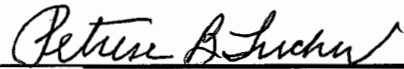
**AND NOW**, this 10<sup>th</sup> day of June, 2014, it appearing that this Court is vested with authority, pursuant to 28 U.S.C. §§2071(e), 2077 and Federal Rule of Civil Procedure 83, to promulgate Local Civil Rules not inconsistent with the Federal Rules of Civil Procedure and applicable statutes,

**AND**, in accordance with the unanimous resolution of the Judges of the Court on this date, this court has determined that there is a need to immediately amend Local Rules of Civil Procedure 7.1(g) to comply with Rule 59(e) of the Federal Rules of Civil Procedure, and that, in accordance with 28 U.S.C. §2071(e), there shall be a forty-five day period commencing on that date for purposes of Notice to the Bar and Public and Solicitation of Comment, it is hereby

**ORDERED** that the rules set forth below as amended and approved are adopted, effective June 10, 2014. It is

**FURTHER ORDERED** that the Clerk of Court transmit a copy of Local Rule of Civil Procedure 7.1(g), as amended, to the Director of the Administrative Office of the United States Courts and the Judicial Council of the Third Circuit Court of Appeals and make said Rule available to the bar and public.

FOR THE COURT:

  
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PETRESE B. TUCKER,  
Chief Judge